



5-19-05

EW 26/28

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On: May 17, 2005

By: Jack Jmaev

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:** Milam, W.

**Docket No.:** MILAM-002

**Serial No. :** 10/023,494

**Art Unit:** 2612

**Filed:** 12/17/01

**Examiner:** Yoder III, Chriss

**Claims Priority To:** 60/256,648  
12/18/2000

**Title:** METHOD AND APPARATUS FOR UPGRADING  
LEGACY OPTICAL IMAGING SYSTEMS WITH  
DIGITAL IMAGE CAPTURE AND MANAGEMENT

5

May 17, 2005

Assistant Commissioner for Patents

10 PO Box 1450

Alexandria, VA 22313-1450

**PETITION**

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Applicant hereby petitions the Commissioner for a two-month extension for response to the Office Action mailed on December 17, 2004. Included herewith is the requisite petition fee of \$225.00 for a small entity.

Appl: No. 10/023,494  
Amendment Date: May 17, 2005  
Reply to Office Action of December 17, 2004

### **AMENDMENT**

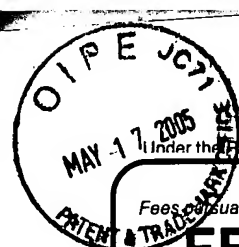
Sir:

- 5 This paper is responsive to the Office Action dated December 17, 2004.

Please amend the above-identified application as follows:

10 **Amendments to the Claims** are shown in the listing of the claims that begins on  
page 3 of this paper.

**Remarks/Arguments** begin on Page 8 of this paper.



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 225.00

**Complete if Known**

Application Number	10/023,494
Filing Date	12/17/01
First Named Inventor	Milam
Examiner Name	Yoder III, Chriss
Art Unit	2612
Attorney Docket No.	MILAM-002

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
- 20 or HP =	x	=		Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Extension for Reply - 2 Mos

225.00

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 45,669	Telephone 909-437-8390
Name (Print/Type)	Jack I. Jmaev		Date 5/17/05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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